

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
CIVIL MINUTES—GENERALCase No. CV 16-3621-DMG (FFMx)Date October 10, 2017Title *Signature Financial, LLC v. John McClung*Page 1 of 1Present: The Honorable DOLLY M. GEE, UNITED STATES DISTRICT JUDGEKANE TIENNOT REPORTED

Deputy Clerk

Court Reporter

Attorneys Present for Plaintiff(s)

Attorneys Present for Defendant(s)

None Present

None Present

Proceedings: IN CHAMBERS - ORDER TO SHOW CAUSE WHY THIRD-PARTY COMPLAINT SHOULD NOT BE DISMISSED

On October 6, 2017, this Court granted Plaintiff's motion for summary judgment, which resolved the sole claim for breach of contract, Defendant's counterclaim for mistake of fact, and Defendant's affirmative defenses. That motion did not resolve the third-party action. *See* Doc. ## 49, 55, 67.

The Court orders Defendant/Third-Party Plaintiff to show cause, in writing and by **no later than October 13, 2017**, why the third-party action should not be dismissed under Federal Rule of Procedure 4(m) for failure to prosecute. If a satisfactory response is not filed by that date, the Court will dismiss the third-party complaint.

IT IS SO ORDERED.